

2017 General Session Legislation that May Require Repeal of Administrative Rules

(OLRGC - - 4/5/17)

H.B. 2, Public Education Budget Amendments

Effective July 1, 2018

Initiate any needed repeal by December 28, 2018

98 Section 4. **Repealer.**

99 This bill repeals: . . .

100 Section 53A-6-105, Licensing fees -- Credit to subfund -- Payment of
expenses.

101 Section 5. Appropriation for classroom supplies. . .

125 (3) Teachers **shall spend money appropriated** for classroom supplies and
materials for

126 school supplies, materials, or field trips **under rules adopted by the State
Board of Education.**

H.B. 23, Income Tax Credit Modifications

Effective May 9, 2017

Initiate any needed repeal by November 5, 2017

190 [(5) In accordance with Title 63G, Chapter 3, Utah Administrative
Rulemaking Act,

191 the **commission may make rules** to address the certification of a tax credit
under this section.]

H.B. 35, Minimum School Program Amendments

Effective May 9, 2017

Initiate any needed repeal by November 5, 2017

155 [(5) **Of the money allocated** to comprehensive guidance programs
pursuant to board

156 **rules**, \$1,000,000 in grants shall be awarded to school districts or charter
schools that:]

157 [(a) provide an equal amount of matching funds; and]

158 [(b) do not supplant other funds used for comprehensive guidance
programs.]

H.B. 38, Statutory Required Reports Amendments

Effective May 9, 2017

Initiate any needed repeal by November 5, 2017

1027 [(b) On or before May 30, 2014, the **attorney general shall submit** to the
Business and

1028 Labor Interim Committee, for its review, comment, and
recommendations, the attorney

1029 general's **proposed rules** under Subsection (1)(a) relating to fee limits for
outside counsel,

1030 including any provisions relating to exceptions to or a waiver of the fee
limits.]

H.B. 80, State Technology Governance Amendments

Effective May 9, 2017

Initiate any repeal by November 5, 2017

693 The [division] department shall: . . .

728 [(6) **establish administrative rules** in accordance with Section 63F-1-206
and as

729 required by Section 63F-1-506.]

H.B. 265, Safety Inspection Amendments

Effective January 1, 2018

Initiate any needed repeal by June 30, 2018

732 [(d) cover an inspection of the motor vehicle mechanism, brakes, and
equipment to

733 ensure proper adjustment and condition **as required by department rules;**
and]

H.B. 313, Licensure Changes

Effective May 9, 2017

Initiate any needed repeal by November 5, 2017

381 (1) Each applicant for a license under this chapter shall:

382 (a) submit an application prescribed by the division;

383 (b) pay a fee as determined by the department under Section 63J-1-504;

384 (c) (i) **meet the examination requirements established by rule** by the
commission with

385 the concurrence of the director, **except** [for the classifications of
apprentice plumber and

386 apprentice electrician for whom no examination is required] that no
examination, other than an

387 examination as part of a 25-hour course described in Subsection (1)(e)(iii),
is required for

388 licensure as an apprentice electrician, apprentice plumber, or specialty contractor; or

H.B. 386, Attorney General Amendments

Effective May 9, 2017

Initiate any needed repeal by November 5, 2017

121 [(2) An employee shall use, and the **attorney general shall authorize the use of, a**

122 **vehicle** under Subsection (1) **subject to the rules** adopted by the Division of Fleet Operations in

123 accordance with Section 63A-9-401.]

H.B. 416, Targeted Business Income Tax Credit Revisions

Effective May 9, 2017

Initiate any needed repeal by November 5, 2017

128 (iv) [in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,]

129 is not engaged in the following[, **as defined by the State Tax Commission by rule**]:

S.B. 25, Motor Carrier Amendments

Effective May 9, 2017

Initiate any needed repeal by November 5, 2017

298 72-9-103. Rulemaking -- Motor vehicle liability coverage for certain motor

299 carriers -- Adjudicative proceedings.

300 (1) In accordance with Title 63G, Chapter 3, Utah Administrative
Rulemaking Act, the

301 **department shall make rules: . . .**

306 [(c) specifying collection procedures, in conjunction with the
administration and

307 enforcement of the safety or security requirements, for the motor carrier
fee under Section

308 72-9-706; and] . . .

S.B. 198, Utah Communications Authority Amendments

Effective July 1, 2017

Initiate rulemaking by December 28, 2017

2945 [(d) **may make rules** in accordance with Title 63G, Chapter 3, Utah
Administrative

2946 Rulemaking Act, to administer, collect, and enforce the charges imposed
under this section.]

S.B. 220, Student Assessment and School Accountability Amendments

Lines 728-730 effective November 1, 2017; initiate any needed repeal by April 30, 2018

Lines 1471-1476 effective July 1, 2017; initiate rulemaking by December 28, 2017

728 (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the

729 **board shall make rules** to implement the school accountability system in accordance with this

730 part. . . .

1471 (2) The **board shall**:

1472 (a) develop or adopt sample materials to be used by a school district or charter school

1473 for professional development training on youth suicide prevention; and

1474 (b) **in rule made in accordance with** Title 63G, Chapter 3, Utah Administrative

1475 **Rulemaking Act**, incorporate the training described in Subsection (1) into professional

1476 development training described in Section 53A-6-104.